11

File No. 120/

19 35.

Collection No.

A
19/7/11 Mysore Residency

CE
4/7/47 Bangalore

Pros. Serial Nos. 1 - 4.

Subject.

Memorial from Mr. R. V. Ganeshrao
for the Conversion of Teachers certificate.

Previous References.

In duo

Later References.

A
35
B
26/x

S. 97.—(Blue).

MFP—1367 S&P—(M-1907)—8-3-35—60,000.

NOTES AND PRECIS.

D.No. 8642 S.N.1

Under Rule 138 of the Madras Educational Rules, 7th Edition, a teacher holding a certificate of a lower grade who, subsequently passes a higher public literary examination or successfully undergoes a higher course of study in a recognised institution, may gain without further training a certificate corresponding to the higher literary examination that he has subsequently passed or the higher course of study that he has successfully completed, the period of such study comprising not less than 60 per cent of the total number of working days prescribed or approved for the course.

The petitioner joined the Teachers Training School, C & M Station, Bangalore, in 1929 and was admitted for Higher Elementary Grade training. He could not be trained for the Secondary Grade as he did not then possess a completed S.S.L.C. Certificate which is the minimum qualification for a Secondary Grade certificate. Though the petitioner had appeared for the S.S.L.C. Examination in 1926 he could not complete his S.S.L. Certificate as he failed in English and Mathematics.

When he was undergoing training for the Higher Elementary Grade he appeared in 1930 for the S.S.L.C. Examination also and passed in the two subjects in which he failed in 1926 and thus completed his S.S.L. Certificate.

(8)

In April 1931 the petitioner completed his Training Course for Higher Elementary Grade and obtained a Higher Elementary Grade Teachers Certificate. In Feby. 1933 he completed practical test.

As by the time he was also a holder of a completed S.S.L-Certificate he applied for the conversion of his Higher Elementary Grade Teachers Certificate to one of Secondary Grade under rule 138 of the Madras Education Rules.

Both the Secretary to the Commissioner of Government Examinations, Madras, and the Director of Public Instruction, Madras, have ruled that the petitioner is not eligible for a Secondary Certificate under the orders issued by the Director of Public Instruction in October 1934. The order of the Director of Public Instruction laid down that for a candidate to be eligible for a Secondary Grade Certificate he should pass in all the subjects in the S.S.L.C. Examination at one sitting. As stated above the petitioner passed in some subjects in the 1926 Examination and in English and Mathematics in 1930. Under the D.P.I's orders of October 1934 the petitioner is not eligible for Secondary Grade Certificate. His contention is that at the time he applied for the conversion of his certificate which was in March 1933 the D.P.I's orders were not in force and that under the orders as they stood in March 1933

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he is eligible for the Secondary Certificate.

(7) It is seen from the correspondence between the Inspector of Schools and the Secretary to the Commissioner of Government Examinations, Madras, that the Director of Public Instruction's ruling was in force since 1932. The Inspector argues that since the amended order was not communicated to him nor was it given wide publicity it should not be made applicable to the petitioner. It seems doubtful whether the Government of Madras will re-examine the case on this ground. As the petition has been addressed to the Government of Madras, we may send all the papers to them with a copy of the Inspector's letter and say that as the petitioner and the authorities in the Civil and Military Station were not aware of the ruling of the Director of Public Instruction at the time the petitioner appeared for the S.S.L.C. Examination or at the time he applied for the conversion of his certificate, they may be pleased to consider the case favourably.

Draft submitted.

(From page 1)

17.10.34

T.N.T.
25-10-35

28.10.35

may issue.

28/X/35

20/X/36 23/2/36 G.O.Ms.(2) Dated

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K.IV

EDUCATIONAL DEPARTMENT.

In future letters, please quote No. 3536 B/64/35 dated and short title*

Rec'd

Reg'd

Enclosures copies of letters etc & Memorial. & 2

Spare copies with Pleaders.

All communications to be addressed to the official address and not by name.

Dated 7 SEP. 1935 193 .

From

F.F.C. Edmonds, Esq., M.A., B.Sc.,

Inspector of Schools, Coorg and Bangalore.

OFFICE OF THE RESIDENT IN MYSORE, BANGALORE
7 SEPT 1935
Regd. No. 8642
File. No.

To

The Secretary to the Hon'ble the Resident

in Mysore, Bangalore.

Sir,

I have the honour to enclose herewith a memorial addressed to the Secretary to the Government of Madras, Law, (Education) Department, by Mr. R.V.Ganesan, teacher, Municipal Higher Elementary School, Blackpally, protesting against the order of the Director of Public Instruction, Madras, refusing to convert his Teacher's Certificate into a Secondary Grade one.

2. For the information of the Hon'ble the Resident, I enclose copies of the correspondence I have had with the Secretary to the Commissioner for Government Examinations, Madras and finally with the Director of Public Instruction, Madras, in this matter. I am unable to agree with the Director of Public Instruction's decision in this matter and request that the Hon'ble the Resident may be pleased to recommend to the Government of Madras , Law (Education) Department, that the case be re-examined.

I have the honour to be,

Sir,

Your most obeidnet Servant,

Edmonds

Inspector of Schools,

Coorg and Bangalore.

RM/30.8.

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Bangalore,
22nd July 1935.

To

The Secretary to the Government of Madras,
Law (Education).

Through
The Hon'ble the Resident in Mysore,
The Inspector of Schools,
The Educational Superintendent and
the Headmaster, Municipal Higher Elementary School,
Blackpally, Bangalore.

Sir,

The petitioner, R.V.Ganesan, a Higher Elementary Trained Teacher of the Civil and Military Station, Bangalore respectfully begs to submit as follows:

He is a teacher in the Municipal School in Civil and Military Station, Bangalore under-went the Higher Elementary Training from 1929 to 1931 and completed the Practical test in March 1933. In the meanwhile he studied privately for the Secondary School Leaving Certificate examination March 1930 and completed the Secondary School Leaving Certificate by appearing for the same examination in subjects, English and Mathematics in which he had failed in 1926 (the total marks obtained are given in the margin) and he applied for the conversion of the Higher Elementary Certificate into a Secondary grade one on 8th March 1933 (Encl. A) as with reference to Rule 138 of the Madras Educational Rules, a teacher holding a certificate of the Higher Elementary grade may on passing a higher public litarary examination gain without further training a certificate of the Secondary grade on the specific recommendation of the District Educational Officer. The passing of Secondary School Leaving Certificate in parts makes one eligible for public service and the rules did not specify that the candidate should qualify for admission to the University course of studies or must obtain a certain percentage of marks in the same examination. He completed the examination privately by sitting for the failed subjects not with a mind to go for University course of studies but only with a view to become

English.	50
Elementary Mathematics.	74
Vernacular Composition & Translation	46
History.	47
Sanskrit.	48

become eligible for Public service and also to get his certificate converted into a Secondary grade one. The analogus case of Mr. Venkatasachar a Higher Elementary Teacher who completed his Secondary School Leaving Certificate in parts and whose certificate was converted into a Secondary grade vide certificate No. 87 of 1928 may be cited and the position since then has not changed.

He was informed in January, 1934 that the matter was under consideration and in a letter No. L.Dis.No.800/33 dated 4th December 1934 (Encl.'B') from the Secretary to the Commissioner for Government Examinations (21 months after the date of application) that the teacher was not eligible for the conversion under Rule 138 of the Madras Educational Rules as he did not satisfy the conditions laid down in Director's Proceedings' R.C.2370-E/34 dated 30th October 1934 (Encl."C"). To his further representation dated 19th December 1934 (Encl. "D"), the Director of Public Instruction has stated that on a perusal of the detailed report from the Secretary to the Commissioner he is convinced that the teacher is not eligible to get the Higher Elementary Certificate converted into a Secondary Grade one (Encl."E").

The orders of the Secretary to the Commissioner for Government Examinations and the Director of Public Instruction, are not, the applicant respectfully submits, in accordance with the rules as they stood in March 1933, when the application was made, as with reference to the Rule 138 as it stood then, certificates were converted on completion of the Secondary School Leaving Certificate course (no condition as how a course should be completed was imposed). The reply after a long time has placed the applicant in a difficult position as he had already lost some precious years. To apply an interpretation to a rule, given in October 1934, to a case submitted in March 1933, of a candidate who has completed his Secondary School Leaving Certificate in 1930, with reference to the rules then, is a serious hardship, as ordinarily no retrospective effect is given to such rulings.

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The applicant therefore respectfully beg the Government to kindly exercise its discretion and waive applying the 1934 Proceedings in this case and order the conversion of the Certificate, considering that the applicant qualified in 1931 and applied long before the issue of the revised orders.

The Secondary School Leaving Certificate Book No. 76767/B and the T.S.L.C. Book No. 7191/31 are herewith enclosed for reference and return.

I beg to remain,
Sir,
Your most obedient servant,

Sd. R.V.Ganesan,
Teacher,
Municipal Higher Elementary Boys'
School, Blackpally.

Encls.
2 Certificates.
5 copies of letters.

O/C

BJ

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All communications should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

No. F. 1201-35 Encl. 5
R.O. II

Issued
24-11-35

FROM

Major C. G. N. Edwards, I.A.,

SECRETARY TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Secretary to the Government of Madras,

Law (Education) Department.

Dated Bangalore, 23rd November *1935.*

Subject.

Memorial from Mr. R.V.Ganesan for the conversion of Teachers Certificate.

SIR,

I am directed to forward a memorial from Mr. R.V.Ganesan, a teacher under the Municipal Commission of the Civil and Military Station, Bangalore, appealing against the order of the Director of Public Instruction, Madras, refusing to convert his Teacher's Certificate of Higher Elementary Grade into one of Secondary Grade.

2. A copy of letter from the Inspector of Schools, Coorg and Bangalore, No.3536/B/64/35, dated the 7th September 1935, with its enclosures, is also forwarded for the information of the Government of Madras.

3. It will be seen that when the memorialist appeared for the Secondary School Leaving Certificate examination a second time in 1930 to obtain a pass in the two subjects in which he failed in 1926, and when he actually applied for the conversion of his certificate to the secondary grade, he was guided by Rule 138 of the Madras Educational Rules as it then stood; and neither he nor the authorities in the Civil and Military Station of Bangalore were aware of the subsidiary orders issued by the Director of Public Instruction, Madras, to the effect that a trained teacher of the Higher Elementary Grade should possess a completed Secondary School Leaving Certificate qualifying for admission to a University course of studies or must obtain the required percentage of marks at one and the same Secondary School

Leaving

Leaving Certificate Public Examination to make him eligible for a Secondary Grade Teachers Certificate. In the circumstances the Hon'ble the Resident hopes that the Government of Madras may be pleased to consider the request favourably.

I have the honour to be,

Sir,

Your most obedient servant,

for SECRETARY TO THE RESIDENT.

BJ

5 N 3

GOVERNMENT OF MADRAS

Law (Education) Department.
Ms. No. 246.

From

D.H. Boulton Esq., I.C.S.,

Deputy Secretary to the Government of Madras.

To

The Secretary to the Hon'ble the Resident

in Mysore, Bangalore.

Dated Fort St. George, the 7th February 1936.

Conversion of a teacher's certificate of the Higher elementary grade into that of Secondary grade - Memorial from Mr. R.V. Ganesan.

Sir,

5 N 2 (T)

In reply to your letter No. F.1201-35/R.o.II, dated November 23, 1935, on the subject mentioned above, I am directed to say that it is regretted that the request of the teacher cannot be complied with.

OFFICE OF THE RESIDENT IN MYSORE BANGALORE. 9 FEB 1936 Regd No. 1500

I have the honour to be,

Sir,

Your most obedient servant,

DEPUTY SECRETARY.

S N 4

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Issued 21-2-36

From THE OFFICE OF THE HON'BLE THE RESIDENT IN MYSORE,

Bangalore, the 29 - 2 - *1936.*

No. F.1201-35 R.O.II

A copy of the undermentioned paper is forwarded to the

Inspector of Schools, Coorg and Bangalore,

for information, ~~in continuation of~~ with reference to ~~the correspondence ending with~~ (his)

S.N.1 C.R.1 (T) ~~Memorandum~~ letter endorsement ~~from~~ No. 3536/B/64/35, dated the 7th September 1935.

No. , dated the

By order, etc.,

21/2

~~Secretary~~ Asst. Secy. to the Resident in Mysore.

List of papers.

S.N.3 Letter from the Govt. of Madras, Law (Education) Department Ms. No. 246, dated the 7th Feby. 1936 (with two certificates in original)

19.2.36 T.N.T 20-2-36.